

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

FORTRESS IRON L.P.,

Plaintiff,

vs.

FAIRWAY BUILDING PRODUCTS, LLC,
SUMMIT IMEX, INC., and MICHAEL GREGORY,

Defendants.

8:18CV76

ORDER

This matter is before the court on defendant Michael Gregory's motion to dismiss, [Filing No. 71](#), and plaintiff's stipulation for dismissal, [Filing No. 75](#). Fortress Iron L.P., Fairway Building Products, LLC, Summit Imex, Inc., and Michael Gregory collectively stipulate to the dismissal of defendant Michael Gregory.

IT IS ORDERED THAT:

1. The plaintiff's stipulation for dismissal, [Filing No. 75](#), is granted. The complaint and any claims asserted against Michael Gregory are dismissed without prejudice and each party will bear its own costs, fees, and expenses;
2. The claims against Summit Imex, Inc. and Fairway Building Products, LLC, shall proceed; and
3. Defendant Michael Gregory's motion to dismiss, [Filing No. 71](#), is denied as moot.

Dated this 7th day of November, 2018.

BY THE COURT:

s/ Joseph F. Bataillon
Senior United States District Judge